



**NOTICE OF TERMINATION
WITHDRAWAL OF PROPOSED RULE**

**STATE OF MISSISSIPPI
OFFICE OF THE GOVERNOR
DIVISION OF MEDICAID**

Miss. Division of Medicaid
c/o Ginnie McCardle, Staff Officer
Walter Sillers Building
550 High St.
Suite 1000
Jackson, MS 39201
(601) 359-6310
<http://www.dom.state.ms.us>

Date Rule Proposed: July 11, 2008

Name of proposed rule being terminated:

AP2008-36 Medicaid Cost Sharing for Medicare/Medicaid Dually Eligibles


Explanation of the purpose of the proposed rule and the reason(s) for proposing the rule:

Pursuant to Miss Code Ann. § 43-13-117 (1972 as amended), if current or projected expenditures of the Division are reasonably anticipated to exceed the amount of funds appropriated to the Division for any fiscal year, the Governor shall discontinue any or all of the payment of the types of care and services provided under this section that are deemed to be optional services and when necessary, shall institute any other cost containment measures on any program or programs authorized under the article to the extent allowed under the federal laws governing that program. Therefore, this policy change reflects necessary cost containment measures to assure Medicaid operates within expected revenues as described. This administrative policy change ensures that Medicaid will pay the co-pay and deductible amount only up to the Medicaid rate on file for all Medicare Part B claims that are crossed over to the state agency for payment.

Reason(s) for terminating the proposed rule:

After additional deliberations, the agency has determined that the proposed rule should be withdrawn in consideration of other options.

Date Proposed Rule Terminated: July 31, 2008


Executive Director

Signature and Title of Person Submitting Rule for Filing